

PETER SZANTO 949-887-2369
11 Shore Pine
Newport Beach CA 92657

US BANKRUPTCY COURT
DISTRICT OF OREGON

2018 JUN 11 PM 1:08

FILED

United States Bankruptcy Court

in and for the District of OREGON

1001 SW 5th Av., Portland OR 97204

In Re Peter Szanto, Debtor

Adversarial # 16-ap-3114

=====
Peter Szanto, Plaintiff

core case:16-bk-33185-pcm7

vs.

Designation on Appeal

Evye Szanto, et al.

Defendants

Plaintiff herewith and hereby designates each and every document
in the within action as necessary to the instant appeal.

First issue to be decided on appeal. The Court became an active
participant in this action on behalf of defendants. Thereby, all impartiality
evaporated from these proceedings and the outcome as to all decisions
was known to a certainty, before plaintiff uttered a single word or proffered
or filed a single paper.

16-ap-3114

Designation -- pg. 1

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2 Second issue on appeal, the Court's active participation was vilely
3 oppressive and humiliatingly biased. Often times Judge McKittrick granted
4 motions before they were made and many times Judge McKittrick offered
5 suggestions to defendants on how further to torment plaintiff and make
6 certain that plaintiff obtained no useful discovery.

7
8 Third issue on appeal. Judge McKittrick suborned the bribery of a
9 Nevada Judge by the defendants. Likewise, Judge McKittrick took no action
10 when defendants filed litigation in blatant defiance of 11 USC 362.

11
12 Fourth issue on appeal. All of the trial judge's discovery hearings and
13 determinations were outside the bounds of all reasonable discretionary
14 fairness. Defendants were allowed to submit meaningless responses which
15 the trial judge praised as master works of gifted litigators; at the same time
16 the trial judge denied every one of plaintiff's discovery requests.

17 Fifth issue on appeal. Defendants, suborned by their counsel, bribed
18 or otherwise influenced one (or more) judge in Nevada to bar plaintiff from
19 access to discovery in that state (Nevada is the state where defendants
20 reside). For the trial judge herein, such actions were just more good
21 lawyering by the defendants' counsel. Zealous defense was transmuted by
22 the judge herein to include bribery.

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2 Sixth issue on appeal. Defendants, suborned by their counsel, filed
3 civil litigation against plaintiff in defiance and contravention of 11 USC 362.
4 The Bankruptcy judge herein viewed this as just more good lawyering and
5 a clever way for defendants to humiliate and degrade a plaintiff against
6 whom the trial judge bore personal hatred.

7
8 Seventh issue on appeal. The trial judge delved extensively into
9 plaintiff's demeanor. The trial judge did not care for plaintiff's demeanor
10 and explained that his decisions in this action were often the result of
11 judicial interpretations of plaintiff's demeanor rather than the facts, truth or
12 any applicable law of this case.

13
14 Eighth issue on appeal. When plaintiff realized the intensity of Judge
15 McKittrick's bias, he apprised the Court of withdrawal of all consent to a
16 final decision in the Bankruptcy Court and requested that all fact finding
17 before in the case occur before a jury.

IF SUCH THERE WAS

18 These requests compelled Judge McKittrick to become even more
19 biased and hateful towards plaintiff's presentation of the case. Rather than
20 comprehending that there were legitimate concerns about impartiality,
21 Judge McKittrick redoubled his bias to inflict even greater prejudice against
22 plaintiff.

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2 Ninth issue on appeal. Defendants admitted that they had "BOXES
3 BOXES AND BOXES" of evidence in this action.
4

5 When plaintiff made motions to review these materials, Judge
6 McKittrick interceded on behalf of defendants and told plaintiff that nothing
7 in those materials would be helpful and so they were excluded from all
8 examination by plaintiff.
9

10 Tenth issue on appeal. Judge McKittrick is passionate about attorney
11 testimony. Judge McKittrick believes to an absolute certainty that all
12 attorneys for all time past have always told all of the truth – and all
13 attorneys for all time to come in the future will always tell all of the truth.
14 Based on these facts anything that defendants counsel stated was believed
15 as though it were holy gospel and true; whereas, everything which plaintiff
16 presented was disbelieved, irrespective of the fact its truth.

17 Thus, even more judicial bias was added to the making of decisions
18 in this action.
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20 Eleventh issue on appeal. Discovery ended for plaintiff on 7-31-18.
21 Discovery for defendants never ended. When new facts and events
22 became known, upon timely motion, Judge McKittrick would not reopen
23 discovery for plaintiff.
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2 Twelfth issue on appeal, The first six months of this action were –
3 September 2016 – March 2017 -- devoted to defendants filing frivolous
4 documents so as to waste time. Judge McKittrick encouraged defendants
5 dilatory tactics by failing to enter defaults which were justified as matters of
6 law.

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8 Thirteenth issue on appeal. When the underlying Bankruptcy was
9 converted to Chapter 7, the trustee was allowed to abandon the proceeding
10 without considering important evidence presented by plaintiff.

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12
13 Such additional matters as may also be appropriate.

14
15 Transcripts of the following hearings are designated:

16 In Portland: 12-13-2016, 1-31-2017, 4-6-2017, 4-26-2017, 5-18-2017,
17 6-6-2017, 6-29-17, 7-12-2017, 7-21-17, 7-27-17, 8-9-17, 8-15-2017,
18 9-12-17, 10-3-2017, 10-17-17, 10-18-17, 12-27-2017, 2-21-18, 4-2-2018.
19 In Minden NV 8-15-17; In Carson City NV 12-19-17; In Santa Ana CA
20 12-19-17, 1-5-18, 6-5-18

21
22 Respectfully,

23
24 DATED 9 June 2018

/s/


Peter Szanto

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Proof of Service

My name is Maquisha Reynolds, I am over 21 years of age and not a party to the within action. My business address is PO Box 14894, Irvine CA 92623. On the date indicated below, I personally served the within: **Designation** by e-mail to Mr. Olsen and Mr. Henderson at:

nhenderson@portlaw.com

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Signed at Irvine CA

Dated 6-9-2018 /s/ Maquisha Reynolds

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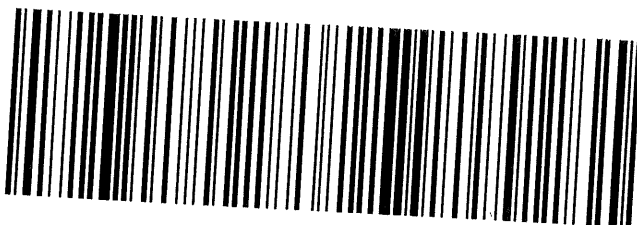
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